

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

November 15, 2002

DIVISION TWO

Court convened at 9:00 a.m.

Present: Boren, P.J., Nott, J., Doi Todd, J., Ashmann-Gerst, J. and Joyce Hatter, Deputy Clerk.

Each of the following:

B152802 Madan v. Haddock
B156118 People v. Orji
B156061 People v. Jimenez
B156431 People v. McKenzie

Argument waived, cause submitted.

B155193 People
 v.
 People v. Corona

Merits:
Argued by Chung Mar, Deputy Attorney General for respondent and by Vanessa Place for appellant. Cause submitted.

B158122 Sullivan
 v.
 Department of Insurance

Merits:
Argued by Eugene Sullivan for appellant and by Donald Currier for respondent. Cause submitted.

DIVISION TWO (Continued)

B154364 Vargas
v.
Fobi, et al.

Merits:
Argued by Daniel Graham for appellant and by Sean Cooper for respondents. Cause submitted.

B154729 Hermann, et al.
v.
Steinberg, et al.

Merits:
Argued by David Wilzig for appellants, by Robert Warshaw for respondent Steinberg; by Patricia Scidmore for respondent Betty Ford Center and Uchalik; and by Javan Rad for respondent Teitelbaum & Village Counseling. Cause submitted.

B145817 Sawyer, et al.
v.
MCM Construction Company, et al.

Merits:
Argued by Jay Allen Eisen for appellants, by Robert Dennison for respondent Westchester Fire Insurance and by Carol Boyd for respondent St. Paul Fire & Marine. Cause submitted.

Court adjourned.

DIVISION THREE

B153094 People (Not for Publication)
v.
Mendez

The judgment is affirmed. The clerk of the superior court is directed to prepare and forward to the Department of Corrections an amended abstract of judgment that reflects 306 actual days of presentence custody and 45 days of conduct credit for a total of 351 days of presentence custody credit.

Klein, P.J.

We concur: Kitching, J.
 Aldrich, J.

DIVISION THREE (Continued)

B156062 People (Not for Publication)
v.
Sgro

The judgment is affirmed.

Klein, P.J.

We concur: Kitching, J.
 Aldrich, J.

B157192 People (Not for Publication)
v.
Osumi

The judgment is affirmed.

Klein, P.J.

We concur: Kitching, J.
 Aldrich, J.

B157999 People (Not for Publication)
v.
Cheng

The judgment (order granting probation) is affirmed.

Klein, P.J.

We concur: Kitching, J.
 Aldrich, J.

B156457 People (Not for Publication)
v.
Stewart

The judgment is affirmed.

Klein, P.J.

We concur: Kitching, J.
 Aldrich, J.

DIVISION THREE (Continued)

B154739 People (Not for Publication)
v.
Clark

The judgment is affirmed. The clerk of the superior court is directed to prepare and forward to the Department of Corrections a corrected abstract of judgment that reflects a restitution fine and a parole revocation fine in the amount of \$400.

Klein, P.J.

We concur: Kitching, J.
 Aldrich, J.

B149659 Charles E. Alpert (Not for Publication)
v.
Deborah George

The judgment is affirmed. Respondent(s) to recover costs.

Klein, P.J.

We concur: Kitching, J.
 Aldrich, J.

DIVISION FOUR

B155490 Castner (Not for Publication)
v.
St. John et al.

The judgment is reversed. Appellant(s) to recover costs.

Hastings, J.

We concur: Vogel (C.S.), P.J.
Epstein, J.

DIVISION FOUR (Continued)

B151908 Moojedi (Not for Publication)
v.
Sierra Village Homeowners Association, et al.

The judgment is reversed in part as follows: the order granting nonsuit with regard to counts 5 through 10 of the first amended complaint is reversed; the judgment in favor of Burdick notwithstanding the verdict is reversed and the trial court is directed to reinstate that portion of the jury's verdict against Burdick with regard to false imprisonment. In all other respects, the judgment is affirmed. The matter is remanded for further proceedings consistent with this opinion. Appellant shall have his costs on appeal, except with regard to the judgment notwithstanding the verdict against Hoffman, who shall have costs relating to that issue.

Hastings, J.

We concur: Vogel, P.J.
Epstein, J.

B152712 Starnet Mortgage, Inc.
v.
Jackson et al.

Filed order denying petition for rehearing.

B152623 Bernard Bros., Inc.
v.
Insul Acoustics, Inc.

Filed order denying petition for rehearing.

DIVISION FIVE

B153627 Brian K. Jenkins (Not for Publication)
 v.
 California Institute of Technology et al.

The judgment is affirmed. Respondent(s) to recover costs.

Armstrong, J.

We concur: Turner, P.J.
 Grignon, J.

B155128 People (Not for Publication)
 v.
 Carlos Ibarra

The two year sentence for the count 3 robbery conviction is ordered stayed pursuant to section 654. The judgment of conviction is affirmed in all other respects.

Armstrong, J.

We concur: Turner, P.J.
 Grignon, J.

DIVISION SIX

B154305 People
 v.
 Brian K.
 In re: Brian K., a Juvenile

Filed order denying petition for rehearing.

November 15, 2002 (Continued)

DIVISION SEVEN

117867-02

THE HONORABLE AURELIO MUNOZ, Judge of the Superior Court of California, County of Los Angeles, is hereby assigned to assist the Court of Appeal, Second Appellate District, **Division SEVEN**, as a justice thereof, on the following date(s):

December 1, 2002 To December 31, 2002

and until completion and disposition of all causes and matters submitted pursuant to this assignment including, in necessary by reason of a vacancy or disqualification of a Court of Appeal justice, all petitions for rehearing arising out of such causes and matters.

This assignment does not extend to any matter in which the panel would be composed of two justices pro tempore.

November 14, 2002

Ronald M George
Chief Justice of California and
Chairperson of the Judicial council

DIVISION EIGHT

B160430 Denise B. (Not for Publication)
v.
Los Angeles County, D.C.S.
In re Isaac B.

The petition for writ of mandate is denied on the merits. This opinion is final as to this court forthwith. (Cal. Rules of Court, rule 24(d).)

Boland, J.

We concur: Cooper, P.J.
Rubin, J.